

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

ADDRESS TO: Mail Stop RCE	Application No.	10/660,444
Commissioner for Patents	Filing Date	September 11, 2003
P.O. Box 1450	First Named Inventor	Chanduszko
Alexandria, VA 22313-1450	Group Art Unit	3734
	Examiner Name	Yabut, Diane D.
	Attorney Docket No.	NMT-015
	Confirmation No.	4893

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTES

RCE v. CPA: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

FEE AND SUBMISSION REQUIRED: A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability. If reply to an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114 (e)).

RCE APPLIES TO: An application in which prosecution is closed (see 37 C.F.R. § 1.114 (b)).

RCE DOES NOT APPLY TO: (1) A provisional application; (2) an application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) an international application filed under 35 U.S.C. 365 before June 8, 1995; (4) an application for a design patent; or (5) a patent under reexamination (see 37 C.F.R. 1.114(e)).

1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on ____.
- b. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____.
- c. ☒ Amendment and Response After Final enclosed (10 pgs.)
- d. ☐ Affidavit(s)/Declaration(s) enclosed.
- e. ☐ Information Disclosure Statement (IDS) enclosed.
 - i. ☐ PTO-1449
 - ii. ☐ Copies of IDS Citations
- f. ☐ Other _____

2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☒ Applicant claims Small Entity Status.
- b. ☐ A Petition for a ____ Month Extension of Time under 37 C.F.R. 1.136(a) is enclosed.
- c. ☐ A check in the amount of \$ ____ is enclosed.
- d. ☒ Applicants have charged the \$405.00 RCE small entity fee under 37 C.F.R. 1.17(e) to Deposit Account No. 50-1721 at the time of filing this paper on EFS-Web.
- e. ☒ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 50-1721.

3. OTHER ENCLOSURES

- a. ☐ Return Receipt Postcard
b. ☐ Fee Transmittal

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
Direct all correspondence to: Patent Administrator Kirkpatrick & Lockhart Preston Gates Ellis LLP State Street Financial Center One Lincoln Street Boston, MA 02111-2950 Tel. No.: (617) 261-3100 Fax No.: (617) 261-3175	Respectfully submitted, Date: June 10, 2008 Limited Recognition No. L0363 Tel. No.: (617) 261-3237 Fax No.: (617) 261-3175 /Crystal A. Komm/ Crystal A. Komm Attorney for the Applicants Kirkpatrick & Lockhart Preston Gates Ellis LLP State Street Financial Center One Lincoln Street Boston, MA 02111-2950